

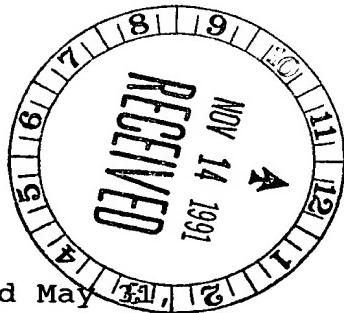
#5
J. Washington
11/20/91

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of)
Roger P. Ekins )
Serial No. 460,878)
Filed: February 2, 1990)
For: DETERMINATION OF AMBIENT)
CONCENTRATION OF SEVERAL)
ANALYTES)

Examiner: M. P. Woodward

Group Art Unit: 187



REQUEST FOR RECONSIDERATION
UNDER 37 C.F.R. §1.111

In response to the Official Action dated May 31, 1991, favorable reconsideration and allowance of this application are respectfully requested for the reasons set forth in the following remarks.

REMARKS

It is noted at the outset that on the cover sheet of the May 31, 1991 Official Action, there is no acknowledgement of applicant's claim of priority under 35 U.S.C. §119 based on British Patent Application Nos. GB 87/00558 and GB 88/03000. Certified copies of the priority documents should have been forwarded to the U.S. Patent and Trademark Office by WIPO in accordance with standard operating procedures under the Patent Cooperation Treaty. It is respectfully requested that in the next succeeding Official Action applicant's claim for priority under 35 U.S.C. §119 and receipt of the certified copies of the priority documents be acknowledged.

In the May 31, 1991 Official Action, the Examiner objects to what is characterized as an "attempt to incorporate subject matter into this application by reference to WO 88/01058". The Examiner contends in this regard that incorporation by reference of the subject matter in question is improper because the steps of methodology disclosed in the referenced application appear to be essential to the practice of the present invention.